

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 05 1989  
 Returned to applicant for correction MAY 08 1989  
 Corrected application filed APR 05 1989 under 53694

The applicant GATZ, INC. dba MOUNTAIN VIEW WATER COMPANY

P.O. Box 1344 of Minden  
Street and No. or P.O. Box No. City or Town

Nevada 89423 hereby make application for permission to change the  
State and Zip Code No.

Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 38625  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

- The source of water is Underground  
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 1.32 c.f.s. (36.135 M.G.A.)  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Quasi-Municipal  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for Quasi-Municipal  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 33, T. 14 N., R. 20 E.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
M.D.B.&M., or at a point from which the N $\frac{1}{4}$  corner of said Section 33, bears  
distance to a section corner. If on unsurveyed land, it should be stated.  
N. 50° 03' W. a distance of 3201 feet.
- The existing permitted point of diversion is located within No change  
If point of diversion is not changed, do not answer.
- Proposed place of use S $\frac{1}{2}$  SE $\frac{1}{4}$  Section 20; S $\frac{1}{2}$  SE $\frac{1}{4}$  Section 21; Section 27; Section 28;  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
Section 33; Section 34; E $\frac{1}{2}$  Section 29; SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 29; all within T. 14  
N., R. 20 E., M.D.B.&M.
- Existing place of use E $\frac{1}{2}$  SW $\frac{1}{4}$  of Section 27 and portions of the NE $\frac{1}{4}$  of Section 28 and  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
the NE $\frac{1}{4}$  of Section 33 all in T. 14 N., R. 20 E., M.D.B.&M.  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
- Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well, pump, motor and distribution  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
system 660,000 gallon storage tank  
pipes and flumes, or drilled well, etc.
- Estimated cost of works \$850,000.00
- Estimated time required to construct works Completed under Permit 31223

14. Estimated time required to complete the application of water to beneficial use..... 10 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use. Mountain View Water Company is the regional purveyor within the area. The Place of Use is being expanded to include Saratoga Springs Estates, Wildhorse Subdivision and Anderson Village. Additional water rights will be dedicated as required. It is proposed at this time that 1130± lots will be provided service from Mountain View Water Company. For Existing & Proposed Point of Diversion & Existing Place of Use, please refer to map filed in support of Permit #38625. This includes the existing subdivisions of Mt. View and Mission Hot Springs.

/s/ Jack D. Ferris

By THIEL, WINCHELL & ASSOCIATES, INC.

5151 So. Carson St., Suite 301

Carson City, Nevada 89701

(702) 883-9300

Compared bp/pm bp/se

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of an underground source as heretofore granted under Permit 38625 is issued subject to the terms and conditions imposed in said Permit 38625 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 53094, 53095, 53096, 53097, 53098, and 53099 shall not exceed 91.25 million gallons annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

At least one ground water monitor well is to be installed within the place of use at a location satisfactory to the State Engineer. The monitor well must be suitably cased, perforated, sealed, and capped and must penetrate at least 75 feet below the water table.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 1.32 cubic feet per second, but not to exceed 36.135

million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 15, 1991

Proof of completion of work shall be filed before April 15, 1991

Application of water to beneficial use shall be made on or before March 15, 2000

Proof of the application of water to beneficial use shall be filed on or before April 15, 2000

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed APR 23 1991

IN TESTIMONY WHEREOF, I, MICHAEL TURNIPSEED, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed

my office, this 15th day of March

Cultural map filed

A.D. 19 90

Certificate No. Issued

2407 (Rev. 6-81)

WITHDRAWN BY APPLICANT JUN 23 1999  
STATE ENGINEER

Michael Turnipseed P.E.  
State Engineer